

STATE OF MISSOURI)
) SS: IN THE CIRCUIT COURT WITHIN AND FOR THE
COUNTY OF FRANKLIN) SAID COUNTY OF FRANKLIN

IN THE MATTER OF THE APPLICATION)
FOR THE ORGANIZATION OF THE:)
)
BEAUTY VIEW ACRES SEWER DISTRICT) Case #CV180-760CC
OF FRANKLIN COUNTY.) Division #11

JUDGMENT INCORPORATING SEWER DISTRICT

After due notice, a hearing was held on the 9th day of February, 1981, on the Application in this cause for the Incorporation of a Public Sewer District to be known as "Beauty View Acres Sewer District of Franklin County". The propanents appeared by Doris Kay LeClaire, one of the proponents, William Brunjes, Engineer for said proposed Sewer District and by Thomas J. Briegel, their Attorney.

And the Court finds that the Petition for the Organization of a Sewer District is in proper form pursuant to Section 249.763 R.S. Mo., and that the landowners together with the assessed valuation of their real property within the boundaries of the proposed district are set forth and that the owners of a majority of the real property within the area on the basis of assessed valuation have joined in the Petition. The Court further finds that the reason for and the necessity of a sewage treatment facility and sewer system and the boundary lines of the proposed district, together with the name of the proposed district are set forth in said Petition. The Court further finds that a \$500.00 Cash Bond has been filed by the Petitioners and that notice has been published for four consecutive weeks in a newspaper of general circulation in the County. The Court further finds that the petitioners represent at least ten (10%) percent of the "voters" of the proposed incorporated area; that the boundary lines as described in said petition are in Franklin County and that a need exists for the incorporation of the proposed sewer district.

The Court further finds that no objections have been filed to the Petition either on or before this 9th day of February, 1981, and further, that the individuals in attendance in Court have made no denial of the statements in the Petition alleging the reason and the necessity for the sewer system.

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The Court thereupon, from the evidence adduced, finds that the Petitioners have complied with the law authorizing the organization and incorporation of a Sewer District in a Second Class County and the Court does therefore ORDER, ADJUDGE and DECREE that Beauty View Acres Sewer District of Franklin County be and hereby is organized and incorporated under that name and shall henceforth be a Public Corporation of this State with boundaries as set forth in the Petition and as follows, to-wit:

A tract of land being part of Lot 2 of the NW $\frac{1}{4}$ of Section 6, Township 43 North, Range 2 East, being more fully described as follows: Beginning at the Southeast corner of said Lot 2 of the NW $\frac{1}{4}$, thence Westerly with the South line thereof to the North line of Missouri Route MM; thence Westerly with the North line of Missouri Route MM to the Southwest corner of the tract described in Book 272, Page 682 of the Franklin County Recorder of Deeds Office; thence Northerly with the West line of said tract to the Northwest corner thereof; thence Easterly with the North line of said tract to its intersection with the Southerly extension of the West line of Beauty View Heights Home Sites; thence Northerly with the West line of Beauty View Heights Home Sites and the extension thereof to the Northwest of Beauty View Heights Home Sites; thence Easterly with the North line of Beauty View Home Sites and Beauty View Mobile Heights to the West right-of-way line of the Missouri Pacific Railroad; thence Southerly with said railroad right-of-way to the point of beginning.

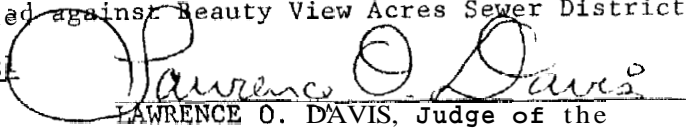
The Court further ORDERSthat the following persons are named temporary Court Appointed Supervisors to carry out the first election process and handle the other temporary affairs until the first Board of Supervisors is duly elected on April 7, 1981, to-wit: DORIS KAY LeCLAIRE, HELEN HOWARD, PAULINE ANGELINE OBERG, KATHY ARMSTRONG, and LINDA JEAN BANDERMANN.

All of the above Orders are held in abeyance until February 10, 1981, pending the filing of any objections on this the last day to file objections and the matter is submitted pending further evidence on any that these Orders are interlocutory in nature pending the filing of any objections.

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NOW, on *this* 10th day of February, 1981, the
Court finds **that** there have been no objections filed in the
above cause and the Court does thereupon ORDER, ADJUDGE and
DECREE that the Decree of Incorporation of Beauty View Acres
Sewer District shall be and is made final and conclusive. The
Court further ORDERS that *said* Sewer District is incorporated
perpetually or until dissolved according to law.

The Court further ORDERS **that** the Clerk of this
Court shall transmit to the Secretary of State of the State of
Missouri, within sixty (60) days hereof, a certified copy of the
Findings and Decree of this Court incorporating this District
for filing in his office in the same manner as Articles of
Incorporation are now filed under the General Corporation Law and
the Clerk of the Circuit Court is further ORDERED to file a copy
of the Findings and Decree of this Court, together with a plat
of the District, in the Office of the Recorder of Deeds of
Franklin County, Missouri; the Court further ORDERS **that** the costs
of this action are taxed against Beauty View Acres Sewer District.
Dated: February 10, 1981


LAWRENCE O. DAVIS, Judge of the
Circuit Court of Franklin County,
Division #II